

To: PERKINS, SUSANNE[Perkins.Susanne@epa.gov]; Karlson, Kristine[Karlson.Kristine@epa.gov]
Cc: Greenberg, Ken[Greenberg.Ken@epa.gov]; Sablad, Elizabeth[Sablad.Elizabeth@epa.gov]
From: Mitschele, Becky
Sent: Wed 10/7/2015 6:05:56 PM
Subject: RE: CWA Response Letter(s)? FW: Complaint letter regarding environmental violations at Arizona egg operation
RE: Hickma Eggs Tonopah , Arizona - AZPDES Compliance
RE: Inquiry: Non-contained wastewater AZ

No official letter has been sent to my knowledge.

I have sent two emails in response to citizen concerns regarding the permitting program for CAFOs. The first one (from Mr Shanker is cc:ed on the new letter sent yesterday; the second email recipient is not). I am not how we have responded to the request for an enforcement action though.

See attached for the emails I sent on 8/17/2015 and on 2/5/2015. I think I remember sending another similar letter in 2014 but can't (easily) find it in outlook. Let me know if I need to scrub my inbox to confirm/forward that one.

Also, happy to review any language about the federal regs for CAFOs under the NPDES program for a future email/letter.

Thanks,

Becky Mitschele

NPDES Permits and Water Ag Coordinator

U.S. EPA Region 9, Water Division

(415) 972 - 3492

From: PERKINS, SUSANNE
Sent: Wednesday, October 07, 2015 10:35 AM
To: Mitschele, Becky <Mitschele.Becky@epa.gov>; Karlson, Kristine

<Karlson.Kristine@epa.gov>

Cc: Greenberg, Ken <Greenberg.Ken@epa.gov>; Sablad, Elizabeth

<Sablad.Elizabeth@epa.gov>

Subject: CWA Response Letter(s)? FW: Complaint letter regarding environmental violations at Arizona egg operation

Importance: High

Hi Becky and Kristine,

Did we ever respond to any of the Hickman CWA-related complaints in writing? Ken and I want to know in case Kathleen wants to write a letter that covers both CAA and CWA issues. Thank you!

All the best,

Susanne

Susanne Perkins

US EPA Region 9

Enforcement Division, Water Section 1

R9 LGBT Special Emphasis Program Manager

EPA National LGBT Advisory Council Chair

415-972-3208

perkins.susanne@epa.gov

From: Johnson, Kathleen

Sent: Wednesday, October 07, 2015 10:29 AM

To: Greenberg, Ken; Jones, Joel E.; TROMBADORE, CLAIRE

Cc: Miller, Amy; PERKINS, SUSANNE

Subject: RE: Complaint letter regarding environmental violations at Arizona egg operation

This reminds me of a likely similar situation we had on the air side where a complainant kept

contacting us about an issue we referred to the state and were satisfied the state was handling. We wrote a letter to the complainant explaining all of this. It was helpful to have written the letter, because as the complainant continued to contact various people at EPA, we had the letter to rely on. Please consider, (in conjunction with ADEQ) a letter we could write which puts our position in writing – even if its no more than saying we are in close coordination with ADEQ and believe they are handling it.

Kathleen H. Johnson

Director, Enforcement Division

U.S. EPA - Region 9

75 Hawthorne Street ENF-1

San Francisco, CA 94015

415/972-3873

johnson.kathleen@epa.gov

From: Greenberg, Ken

Sent: Wednesday, October 07, 2015 9:35 AM

To: Johnson, Kathleen <Johnson.Kathleen@epa.gov>; Jones, Joel E. <Jones.Joel@epa.gov>; TROMBADORE, CLAIRE <Trombadore.Claire@epa.gov>

Cc: Miller, Amy <Miller.Amy@epa.gov>; PERKINS, SUSANNE <Perkins.Susanne@epa.gov>

Subject: RE: Complaint letter regarding environmental violations at Arizona egg operation

We've had communications with this group and ADEQ in response to CWA complaints. Whoever works on a Clean Air Act response could check with Susanne Perkins who has kept track of the CWA complaints regarding the Hickman egg farm.

Ken Greenberg, Manager

Wastewater Section (ENF-3-1)

Enforcement Division

EPA Region 9

75 Hawthorne Street

San Francisco, CA 94105

415-972-3577

Greenberg.ken@epa.gov

From: Johnson, Kathleen

Sent: Wednesday, October 07, 2015 9:19 AM

To: Jones, Joel E. <Jones.Joel@epa.gov>; TROMBADORE, CLAIRE <Trombadore.Claire@epa.gov>; Greenberg, Ken <Greenberg.Ken@epa.gov>

Cc: Miller, Amy <Miller.Amy@epa.gov>

Subject: FW: Complaint letter regarding environmental violations at Arizona egg operation

I think we already looked at this. Maybe we need to write a letter on this.

Kathleen H. Johnson

Director, Enforcement Division

U.S. EPA - Region 9

75 Hawthorne Street ENF-1

San Francisco, CA 94015

415/972-3873

johnson.kathleen@epa.gov

From: Danielle Diamond [<mailto:danielled@sraproject.org>]

Sent: Tuesday, October 06, 2015 12:43 PM

To: Blumenfeld, Jared <BLUMENFELD.JARED@EPA.GOV>; Jordan, Deborah <Jordan.Deborah@epa.gov>; Johnson, Kathleen <Johnson.Kathleen@epa.gov>

Cc: Aquitania, Manny <Aquitania.Manny@epa.gov>; Chan, Janice <Chan.Janice@epa.gov>; Howard Shanker <howard@shankerlaw.net>; Kendra Kimbirauskas <kendrak@sraproject.org>; barneyd@mail.maricopa.gov; district5@mail.maricopa.gov; chickman@mail.maricopa.gov; akunasek@mail.maricopa.gov; chucris@mail.maricopa.gov; massey.eric@azdeq.gov; cabrera.misael@azdeq.gov; williamwiley@mail.maricopa.gov

Subject: Complaint letter regarding environmental violations at Arizona egg operation

Please find the attached letter regarding concerns about federal environmental violations taking place at Arizona egg operations owned by Hickman Family Farms, etc.

Please have the EPA official or officials assigned to look into this case contact the undersigned as soon as possible to confirm receipt of this complaint and to set up a meeting with the organizations and citizens filing it.

EPA, Region 9's attention to this matter is appreciated.

Danielle Diamond, Executive Director
Socially Responsible Agriculture Project
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